

Docket No. 62976 (52398)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Y. Kranz et al. CONF. NO.: 4777
U.S. SERIAL NO.: 10/848,824 EXAMINER: J. Schwartz
FILED: May 19, 2004 GROUP: 2873
FOR: HEAD MOUNTED EYE TRACKING AND DISPLAY SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION UNDER 37 C.F.R. 1.132

We, Yaron Kranz, Yoav Ophir, Hanan Shamir, and Yosi Yaeli, each residents and citizens of Israel, hereby declare as follows:

1. We are the inventors of the subject matter described and claimed in the subject patent application, U.S. Serial No. 10/848,824 (hereinafter "the subject application"), filed on May 19, 2004, and otherwise identified above, which claims the benefit of U.S. Provisional Application Serial No. 60/472,074, filed on May 20, 2003.

2. We have read and understood the Office Action dated March 20, 2007, and a reference cited in the Office Action: U.S. Patent Application Publication US 2006/0238877 (hereinafter "the '877 publication"). Although not listed as inventors of the '877 publication, we invented certain subject matter disclosed but not claimed in the '877 publication. This subject matter was inserted into U.S. Provisional Application Serial No. 60/469,637, filed on May 12, 2003, which ultimately became the '877 publication, as an example of a specific eye tracker.

3. We invented the subject matter disclosed in U.S. Patent Application Publication US 2006/0238877 and relied on in the rejection. In particular, we invented the subject matter of

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3. We invented the subject matter disclosed in U.S. Patent Application Publication US 2006/0238877 and relied on in the rejection. In particular, we invented the subject matter of FIGS. 13-18, which correspond to FIGS. 1-6 of the subject application, and corresponding text in paragraphs 0238 to 0298 of the '877 publication. We note that paragraphs 0238 to 0298 of the '877 publication are substantially identical to page 15, line 4 to page 35, line 6 of the subject application. The corresponding subject matter of the subject application (page 15, line 4 to page 35, line 6; and FIGS. 1-6) was inserted into the '877 publication merely as an example of a specific eye tracker, and is attributed to our inventive activities. That is, we are the inventors of the subject matter disclosed in paragraphs 0238 to 0298, and FIGS. 13-18 of the '877 publication.

4. We, the Yaron Kranz, Yoav Ophir, Hanan Shamir, and Yosi Yaeli, further declare that all statements made herein of my own knowledge are true and that all statements made upon information and belief are believed to be true, and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 101 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the above identified application or any patent issuing thereon.

By: _____
Yaron Kranz

Date: _____

By: _____
Yoav Ophir

Date: _____

By: _____
Hanan Shamir

Date: _____

By: Joseph Yaeli
Yosi Yaeli

Date: 5/9/2007